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ARIZONA CORPORATION COMMISSION
DOCUMENT CONTROL
June 20, 2003

Arizona Corporation Commission

DOCKETED

JUN 23 2003

Via Federal Express

Docket Control
Arizona Corporation Commission
1200 West Washington Street
Phoenix, AZ 85007



Re: The Phone Company Management Group, LLC
Docket Nos. T-03889A-02-0796, T-04125A-02-0796, T-04125A-02-0577,
T-03889A-02-0578, T-03889A-03-0152, and T-03889A-03-0202

Dear Sir or Madam:

Enclosed please find an original and 21 copies of an Affidavit of Tim Wetherald, to be filed in the above-referenced dockets.

Thank you for your assistance.

Very truly yours,

Cynthia L. Bowling
Legal Assistant to Michael L. Glaser

/clb

Enclosures

cc w/encl: The Honorable Philip J. Dion III
Maureen Scott, Esq.
Christopher Kempley
Lyn Farmer
Ernest Johnson
Mark Brown, Esq.
Timothy Berg, Esq.
Jeffrey Crockett, Esq.
Marty Harper, Esq.
Tim Wetherald

ORIGINAL

BEFORE THE ARIZONA CORPORATION COMMISSION

MARC SPITZER
Chairman
JAMES M. IRVIN
Commissioner
WILLIAM A. MUNDELL
Commissioner
JEFF HATCH-MILLER
Commissioner
MIKE GLEASON
Commissioner

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ARIZONA CORP COMMISSION
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Arizona Corporation Commission

DOCKETED

JUN 23 2003

UTILITIES DIVISION STAFF,

Complainant,

DOCKETED BY

CR

LIVEWIRENET OF ARIZONA, LLC n/k/a THE PHONE
COMPANY MANAGEMENT GROUP, LLC; THE PHONE
COMPANY OF ARIZONA JOINT VENTURE, d/b/a THE
PHONE COMPANY OF ARIZONA; ON SYSTEMS
TECHNOLOGY, LLC, and its principals, TIM
WETHERALD, FRANK TRICAMO, and DAVID
STAFFORD, JOHNSON; THE PHONE COMPANY OF
ARIZONA, LLP and its members,

Respondents.

Docket No. T-03889A-02-0796
T-04125A-02-0796

IN THE MATTER OF THE PHONE COMPANY OF
ARIZONA JOINT VENTURE d/b/a THE PHONE
COMPANY OF ARIZONA'S APPLICATION FOR
CERTIFICATE OF CONVENIENCE AND NECESSITY TO
PROVIDE INTRASTATE TELECOMMUNICATIONS
SERVICE AS A LOCAL AND LONG DISTANCE
RESELLER AND ALTERNATIVE OPERATOR SERVICE.

Docket No. T-04125A-02-0577

IN THE MATTER OF THE APPLICATION OF THE
PHONE COMPANY MANAGEMENT GROUP, LLC f/k/a
LIVEWIRENET OF ARIZONA, LLC TO DISCONTINUE
LOCAL EXCHANGE SERVICE.

Docket No. T-03889A-02-0578

IN THE MATTER OF THE APPLICATION OF THE
PHONE COMPANY MANAGEMENT GROUP, LLC FOR
CANCELLATION OF FACILITIES BASED AND RESOLD
LOCAL EXCHANGE SERVICES.

Docket No. T-03889A-03-0152

IN THE MATTER OF THE APPLICATION OF THE
PHONE COMPANY MANAGEMENT GROUP, LLC d/b/a
THE PHONE COMPANY FOR THE CANCELLATION OF
ITS CERTIFICATE OF CONVENIENCE AND
NECESSITY.

Docket No. T-03889A-03-0202

AFFIDAVIT OF TIM
WETHERALD

1 I, Tim Wetherald, first being duly sworn, depose and state:

2 1. I am Manager of The Phone Company Management Group, LLC ("PCMG"), an
3 Arizona limited liability company.

4 2. I am also Manager of On Systems Technology, LLC ("On Systems
5 Technology"), a Colorado limited liability company.

6 3. On Systems Technology is the only member of PCMG.

7 4. I am a member of On Systems Technology.

8 5. My full name is Timothy Alan Wetherald.

9 6. My current address is: 3025 South Parker Road, Suite 1000, Aurora, Colorado,
10 80014.

11 7. My current telephone number is (720) 984-9043.

12 8. PCMG, On Systems Technology and I are named as respondents in the above-
13 captioned Docket Nos. T-03889A-02-0796 and T-04125A-02-0796 and related dockets before
14 the Arizona Corporation Commission ("Commission").

15 9. PCMG filed an Application to Discontinue Local Exchange Service in Docket
16 No. T-03889A-02-0578 on March 12, 2003. PCMG also voluntarily surrendered its Certificate
17 of Convenience and Necessity ("CCN") for cancellation on April 1, 2003. The CCN authorized
18 PCMG to provide facilities-based and resale local exchange services in Docket No. T-03889A-
19 03-0152 and T-03889A-03-0202.

20 10. It is my understanding that PCMG and On Systems Technology must be
21 represented by legal counsel before the Commission, and that if PCMG and On Systems
22 Technology do not retain counsel to represent them in these dockets, or if PCMG and On
23 Systems Technology do not appear to present evidence, the Commission may proceed against
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1 PCMG and On Systems Technology in absentia, that is, without those entities being present,
2 and the Commission may enter a default against them.

3 11. It is also my understanding that, as a respondent in the above-captioned
4 proceedings, I have the option of retaining counsel to represent me in appearing and presenting
5 evidence, or representing myself, but if I do not appear and present evidence, either through
6 counsel or by myself, the Commission may proceed against me, in absentia, that is, without me
7 being present, and the Commission may enter a default against me.
8

9 12. My interests and the interests of PCMG and On Systems Technology and its
10 other members may be divergent, such that there may be a conflict of interest between me and
11 PCMG and/or On Systems Technology and its other members, which would necessitate these
12 entities or persons to retain separate counsel to represent them in the above-captioned dockets.
13

14 13. I am providing the foregoing statements pursuant to the direction of The
15 Honorable Philip J. Dion III, Administrative Law Judge, Arizona Corporation Commission, to
16 Michael L. Glaser, Esq., Shughart Thomson & Kilroy, P.C., former counsel for PCMG and On
17 Systems Technology and me, as stated on the record in a procedural conference held in the
18 above-referenced dockets on June 5, 2003.
19

20 The foregoing statements are true and correct to my personal knowledge.
21

22 
23 Tim Wetherald
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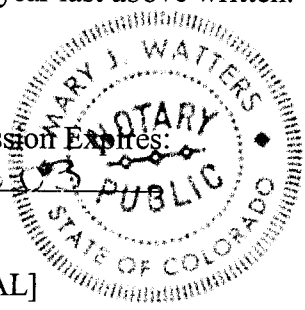
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STATE OF COLORADO)
COUNTY OF Denver) ss.

On this 12th day of June, 2003, before me the undersigned, a Notary Public, in and for the County and State aforesaid, personally appeared, to me known to be the person who executed the foregoing instrument in my presence and acknowledged to me that executed the same as free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

My Commission Expires: 10-16-03



[SEAL]

Mary J. Waters
NOTARY PUBLIC